

Costs taxed against appellee.

All of the above is in accordance with the Opinion of this Court.

Attest:

*Marcia M. Waldron*

\_\_\_\_\_  
Clerk

DATED: February 24, 2005

Certified as a true copy and issued in lieu  
of a formal mandate on May 26, 2005

Teste: *Marcia M. Waldron*

Clerk, U.S. Court of Appeals  
For the Third Circuit.

Pursuant to Rule 39(d) Costs added in favor of  
Appellant hereto on January 18, 2006 as follows:

TOTAL COSTS .....\$4,634.34

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*MMW*  
*1/18/06*